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TC 1700

PATENT

Attorney Docket No. 45636-5044

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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#11
3-3-03

In re Application of: **Laurence DUBREIL et al.**)
Application No. **09/831,497**)
Filed: **August 8, 2001**)
For: **Use of Puroindoline for Preparing**)
Biscuits)

Art Unit: 1761

Examiner: **Lien Tran**

AMENDMENT TRANSMITTAL FORM

1. Transmitted herewith is an Amendment Under 37 C.F.R. 1.116 in response to the Office Action dated October 18, 2002 (Paper No. 10).
2. Extension of Time: The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136(a) apply. Applicants petition for a one-month extension of time from October 18, 2002 to February 19, 2003 (next-business-day rule applies), the fee for which is **\$110.00** as set out in 37 C.F.R. 1.17(a). The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.
3. Fee Payment: The Commissioner is hereby authorized to charge **\$110.00** to Deposit Account No. 50-0310 for payment of the one-month extension of time fee.
4. Constructive Petition: **Except** for issue fees payable under 37 C.F.R. 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **constructive petition for extension of time** in accordance with 37 C.F.R. 1.136(a)(3).

Dated: **February 19, 2003**
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Respectfully submitted
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Filed: August 8, 2001)
For: Use of Puroindoline for Preparing)
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AMENDMENT UNDER 37 C.F.R. § 1.116

In response to the Office Action dated October 18, 2002 (Paper No. 10), the period for response having been extended from January 18, 2003 to February 19, 2003 (next business day rule applies as the U.S.P.T.O. was closed on February 18, 2003 due to inclement weather) by payment of a one-month extension of time, please amend the above-identified application as follows:

In the Claims:

Please cancel claims 31-34.

Please amend claims 15, 21-24 to read as follows:

15. (twice amended) A method of making biscuit from a dough comprising flour, and additional ingredients providing proteins, carbohydrates, and lipids, wherein the improvement comprises admixing the biscuit flour or the biscuit dough with at least one puroindoline;

wherein the at least one puroindoline is added in an amount effective for increasing the firmness of the biscuit resulting from baking the biscuit dough.

21. (twice amended) The method of claim 15 wherein the amount of puroindoline is effective to reduce the density of a hard biscuit prepared from a biscuit dough with a fat content of between 2 and 20% of the total weight of the biscuit dough.

22. (twice amended) The method of claim 15 wherein the amount of puroindoline is effective to reduce the density of a soft biscuit prepared from a biscuit dough with a fat content of between 2 and 30% of the total weight of the dough.